

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Forest Department - Diversion of 0.69 Ha of Forest Land in Daida RF of Guntur Division for Excavation of Supply channel from Check Dam a/c Gadidala Vagu near Daida (V) Gurazala (M), in favour of Superintending Engineer, Irrigation Circle, Guntur - **in-principle (Stage.I)** approval accorded - Orders issued.

ENVIRONMENT, FORESTS, SCIENCE & TECHNOLOGY (FOR.I) DEPARTMENT

GO. Rt. No. 488

Dated:28-10-2011

Read the following:-

- 1.From PCCF, A.P., Hyderabad, Lr.Rc.No.36331/07-F1, Dated; 25-03-2011 & 19-07-2011.
- 2.GOI, MoEF, New Delhi Lr.No.11-9/98- FC, dated. 3-1-2005
- 3.GOI, MoEF, New Delhi, Lr.F.No.11-9/98-FC, dated. 11-9-2009.

ORDER:

In the letter 1st read above, the Principal Chief Conservator of Forests, Andhra Pradesh, Hyderabad has submitted a proposal under section-2 of Forest (Conservation) Act, 1980, for diversion of 0.69 Ha of Forest Land in Daida RF of Guntur Division for Excavation of Supply channel from Check Dam a/c Gadidala Vagu near Daida (V) Gurazala (M), in favour of Superintending Engineer, Irrigation Circle, Guntur.

2. The proposal has been examined with reference to the guidelines issued by the Government of India in the references 2nd to 3rd read above.

3. Government after careful examination of the proposal and in exercise of the powers delegated to State Government in the guidelines issued by Government of India in the references 2nd to 3rd read above, hereby accord **in-principle (Stage.I)** approval for diversion of 0.69 Ha of Forest Land in Daida RF of Guntur Division for Excavation of Supply channel from Check Dam a/c Gadidala Vagu near Daida (V) Gurazala (M), in favour of Superintending Engineer, Irrigation Circle, Guntur, subject to the following conditions.

1. The legal status of the forest land shall remain unchanged.
2. The demarcation of the forest area proposed for diversion shall be carried out by erecting cement concrete pillars duly numbered at an interval of 20 meters at the cost of user agency.
3. The User Agency shall pay the Net Present Value (NPV) of the diverted forest land as per the orders of the Hon'ble Supreme Court, dated:28.3.2008 and 9.5.2008 in IA Nos. 826 in 566 with related IA's in Writ Petition (Civil) No.202/1995 and as per the orders issued by Government of Andhra Pradesh vide Go.Ms.No.124 EFS&T (For.I) Dept., dated:27.7.2010.
4. Additional amount of the Net Present value (NPV) of the diverted forest land, if any becoming due after revision of the same by the Hon'ble Supreme Court of India in future, shall be paid by the user agency. The user agency shall furnish an undertaking to this effect.
5. The funds received from the user agency towards Net Present value (NPV) under this project shall be transferred to Ad-hoc CAMPA in account number CA-1578 of Corporation Bank, Block-II CGO Complex, Phase-I, Lodhi Road, New Delhi – 110003.
6. The proposal shall be examined under the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006 as per the guidelines issued by Ministry of Environment & Forests vide letter No. 11-9/1998 – FC(Pt) dated. 30-07-2009 and 03-08-2009 and requisite certificate/ documents be furnished.

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7. Other conditions specified in the G.OI's letters 2nd and 3rd read above shall also be complied with by Principal Chief Conservator of Forests, Andhra Pradesh, Hyderabad and user agency with which they are concerned.
 8. The total forest area utilized for the project shall not exceed 0.69 ha. In case the land is not taken over by the user agency or the same is not used for the stipulated purpose within a period of two years, then the area shall be taken back by the Forest Department.
 9. The carrying capacity of the canal should be within the required quantity of supply (i.e. @ 1 Cu. Secs / 70 Acs wet), so as to maintain the very purpose of constructing the Check Dam.
 10. Locking system should be provided with shutters to avoid loss of water in to the Krishna River during non-agricultural season, as it is a perennial spring.
 11. The user agency should form a committee comprising of the beneficiaries so as to monitor the locking system.
 12. The ambient Eco-System & ground water table will be studied for two consecutive years after the execution of the project and basing on the observations / results, the issue will be reviewed after 2 years.
4. After receipt of the compliance report of the above conditions, the proposal will be considered for final approval. Transfer of forest land to the user agency shall not be effected prior to the issue of final approval. This approval shall be valid for a period of 5 years. In the event of non compliance of the above conditions, this approval shall automatically stand revoked.
5. The Principal Chief Conservator of Forests, Andhra Pradesh, Hyderabad, is therefore directed to take further necessary action accordingly in the matter.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

M. SAMUEL,
SPECIAL CHIEF SECRETARY TO GOVERNMENT.

To
The Principal Chief Conservator of Forests,
Andhra Pradesh, Hyderabad.

Copy to:

The Chief Conservator of Forests, (Central), Government of India,
Ministry of Environment & Forests, Regional office,
(Southern Zone), Kendriya Sadan, Ivth Floor, E & F Wings,
17th Main Road, II Block, Koramangala, BANGALORE-560 034.

The Superintending Engineer, Irrigation Circle, Guntur
SC/SF.

// FORWARDED :: BY ORDER//

SECTION OFFICER